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| APPLICATION NO.                        | FILING DATE                        | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|--|------------------------------------|----------------------|---------------------|------------------|
| 10/728,441                             | 12/05/2003                         | Susan Levin          | K1C2-44500          | 9379             |
|  | 7590 12/22/200<br>XY & KELLEY, LLP | EXAMINER             |                     |                  |
| 6320 CANOGA AVENUE                     |                                    |                      | KRASNIC, BERNARD    |                  |
| SUITE 1650<br>WOODLAND HILLS, CA 91367 |                                    |                      | ART UNIT            | PAPER NUMBER     |
|  |                                    |                      | 2624                |                  |
|  |                                    |                      |                     |                  |
|  |                                    |                      | MAIL DATE           | DELIVERY MODE    |
|  |                                    |                      | 12/22/2008          | PAPER            |

## Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

|   | Application No.   | Applicant(s)   |
|---|---|--|
| Examiner-Initiated Interview Summary  | 10/728,441  | LEVIN ET AL.   |
| Examiner initiated interview duminary   | Examiner  | Art Unit   |
|   | BERNARD KRASNIC   | 2624   |
| All Participants:   | Status of Application:  | _  |
| (1) <u>Bernard Krasnic (Examiner)</u> .   | (3)   |  |
| (2) Mr. Scott Lowry (Reg. No. 58,832).  | (4)   |  |
| Date of Interview: <u>17 December 2008</u>  | Time: <u>5:30pm</u>   |  |
| Type of Interview:  | nt's representative)  |  |
| Part I.   |   |  |
| Rejection(s) discussed:   |   |  |
| Claims discussed:   |   |  |
| 1-4, 8, 10-11, 27 and 34-52   |   |  |
| Prior art documents discussed:  |   |  |
| Part II.  |   |  |
| SUBSTANCE OF INTERVIEW DESCRIBING THE GENER See Continuation Sheet  | RAL NATURE OF WHAT WAS  | DISCUSSED:   |
| Part III.   |   |  |
| <ul> <li>It is not necessary for applicant to provide a separate redirectly resulted in the allowance of the application. The of the interview in the Notice of Allowability.</li> <li>It is not necessary for applicant to provide a separate redid not result in resolution of all issues. A brief summary</li> </ul> | examiner will provide a writte<br>ecord of the substance of the | en summary of the substance interview, since the interview |
|   |   |  |
|   |   |  |
|   |   |  |
| /Bernard Krasnic/<br>Examiner, Art Unit 2624<br>(A)   | pplicant/Applicant's Representati                               | ive Signature – if appropriate)                            |

Continuation of Substance of Interview including description of the general nature of what was discussed: The Examiner initiated a call to the Applicant's representative, Mr. Lowry, to discuss the attached Non-Final Office Action which only includes a 35 U.S.C. 101 rejection in regards to In re Bilski. General discussions in regards to the In re Bilski issue, "(1) be tied to another statutory category (such as a particular apparatus), or (2) transform underlying subject matter (such as an article or material) to a different state or thing", were raised.